

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

APPEAL FROM ORDER No 46 of 1999

For Approval and Signature:

Hon'ble MR.JUSTICE A.R.DAVE

=====

1. Whether Reporters of Local Papers may be allowed
to see the judgements?-No.
2. To be referred to the Reporter or not?
:-No.
3. Whether Their Lordships wish to see the fair copy : NO
of the judgement?-No.
4. Whether this case involves a substantial question : NO
of law as to the interpretation of the Constitution
of India, 1950 of any Order made thereunder?-No.
5. Whether it is to be circulated to the Civil Judge?
:No.

KIKIBEN D/O CHENIYABHAI NALVAYA (ADIVASI)

Versus

BHAGYODAYA CO.OP.HOU.SOCIETY (PROPOSED)

Appearance:

MR DF AMIN for Petitioner

MR AJAY R MEHTA for Respondent No. 1, 2

CORAM : MR.JUSTICE A.R.DAVE

Date of decision: 12/10/1999

ORAL JUDGEMENT

Admit.

Learned Advocate Shri Ajay Mehta appears for the
respondents and waives service.

At the request of the learned Advocates, the appeal is finally heard today.

At the time of hearing of the appeal, learned Advocate Shri Ajay Mehta has fairly submitted that as and when any person will be taken up as a new member of respondent No.1-Society after 12th October, 1999, the new member shall be informed with regard to the pendency of Special Civil Suit No.122 of 1996 filed against the respondent No.1-Society in the Court of Civil Judge (Senior Division), Godhra, District Panchmahals. In view of the said statement, the respondent No.1 is directed to act accordingly.

Upon hearing the learned Advocates, it appears that there is no illegality in the impugned order. Subject to the above order, this Appeal is dismissed with no order as to costs.

Looking to the fact that several members of respondent No.1-Society would be interested in the outcome of the litigation, it is hoped that the trial court shall try to expedite hearing of the suit. The learned Advocates appearing before this Court have assured this Court that the learned Advocates appearing before the trial court and the litigants shall extend their full cooperation to the trial court to see that the trial is concluded as soon as possible.

(apj)